IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 15TH JANUARY 2007 / 25TH PAUSHA 1928

Bail Appl..No. 179 of 2007(A)

CMP.71/2007 of J.M.F.C.,THIRUVALLA
CR.NO.36/07 OF MALLAPPALLY EXCISE RANGE.

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PETITIONER/ACCUSED

ANILKUMAR, S/O RAMANKUTTY,
AMBALAPARAMBU VEEDU, PULINTHANMKARA,
KUMNAMTHANAM, MALLAPPALLY.

BY ADV. SRI.LALJI P.THOMAS
SRI.A.AHZAR

RESPONDENT: COMPLAINANT

STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 15/01/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO.179 OF 2007

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DATED THIS THE 15th DAY OF JANUARY, 2007

O R D E R

Petitioner who is the sole accused in Cr.No.36/07 of Mallappally Escise Range for offences punishable under sections 8(1) and 8(2) of the Abkari Act for allegedly having been found in possession of three litres of arrack on 22.12.2006 and who was arrested on 29.12.2006, seeks his enlargement on bail.

2. Learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner is an accused in three other crimes of similar nature.

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec.41 A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail.

This application is accordingly dismissed.

V.RAMKUMAR, JUDGE.

dsn/-